**IN THE HIGH COURT OF UTTARAKHAND ATNAINITAL**

**Writ Petition No. 464 of 2007 (M/S)**

1. Smt. Sunita Gurang, W/O Sri Ratan Kumar Gurang, R/O Village Thakurpur, P.O. Umedpur, Premnagar, Dehradun.
2. Pankaj Gurang, S/O Sri Ratan Kumar Gurang, R/O Village Thakurpur, P.O. Umedpur, Premnagar, Dehradun.

**....Petitioners.**

**Versus**

1. Civil Judge (Junior Division) Dehradun.
2. Smt. Pushpa Bhatia, W/O Sri L.D. Bhatia, R/O 16/6, Special Wing Premnagar, Dehradun.
3. Smt. Usha Bhatia, W/O Sri N.K.Bhatia, R/O 16/6 Special Wing Premnagar, Dehradun.
4. Uttarakhand Power Corporation Ltd. Premnagar, Dehradun through its Sub Divisional Officer Business Center Uttarakhand Power Corporation Ltd. Mohanpur Premnagar, Dehradun.

**…..Respondents.**

**Sri Dharmendra Barthwal, learned counsel for the petitioners.**
**Sri Gopal Narain Srivastava, Brief Holder for the State-respondent 1.**

**Dated May 21, 2007.**

**Hon'ble B.S.Verma, J.**

The only prayer made by the petitioners in the present writ petition is that the Civil Judge (Junior Division) Dehradun be directed to the application for temporary injunction (paper no. 6-C2) filed by the plaintiffs in Original Suit O. 336 of 2007 within a time frame with the allegation that the plaintiff-petitioners filed a suit for mandatory injunction bearing O.S. No. 336 of 2007 against the defendant-respondent nos. 2 to 4 on 11-5-2007 alleging that the petitioners are the tenants of the respondent nos. 2 and 3, who got the power supply of the plaintiffs disconnected on 3.5.2007, therefore, the relief for mandatory injunction directing the respondent no. 4 to grant election connection to the plaintiffs has been prayed for. Along with the suit, application for temporary injunction was also filed. The defendants sought time for filing

objection the said application and 29-5-2007 was fixed for disposal of application. The grievance of the petitioners is that the trial court ought to have granted the relief of temporary injunction on the date of presentation of the suit and the application before it especially when the counsel for both the parties were present in the court.

In the facts and circumstances without entering into the merits of the case, the Civil Judge (Junior Division) Dehradun is directed to decide the temporary injunction application of the plaintiff-petitioners (Paper No. 6-C2) in Original Suit No. 336 of 2007 Smt. Sunita Gurung and another Vs. Smt. Pushpa Bhatia and others, pending in that court, on merit expeditiously as far as possible. Both the parties shall co-operate in the speedy disposal of the temporary injunction application in the suit before the Trial Court.

With the above direction, the writ petition is disposed of finally.

All applications stand disposed of.

**(B.S. Verma, J.)**

RCP